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1/7/00

TOWNSEND and TOWNSEND and CREW LLP

By: John M. Felt

Attorney Docket No.: 16336-1002BAOKS

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PATENT & TRADEMARK OFFICE
16336-1002BAOKS
OCT 2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

William R. A. Osborne et al.

Application No.: 08/217,324

Filed: March 24, 1994

For: DEVICES AND METHODS FOR
IMPLANTING TRANSDUCED CELLS

Examiner: D. Clark

Art Unit: 1633

**RESPONSE TO NOTICE TO FILE
MISSING PARTS OF APPLICATION**

Box Missing Parts

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application (Filing Date Granted) mailed September 7, 1999, please find enclosed the following to be made of record in the above-identified application:

- 1) a Petition for a two (2) month extension of time under 37 C.F.R. § 1.136(1); and
- 2) Copy of Notice of Missing Parts

Please charge Deposit Account No. 20-1430 for the following fees:

(a) Filing Fee (§ 1.16(a)) (Small Entity) \$ 380.00

(b) Excess Claims Fees (§ 1.16(b), (c)):

22 - 20 = 2 x \$9.00 = \$18.00

(c) Missing Parts Surcharge \$65.00

TOTAL FEES TO BE CHARGED \$463.00

01/19/2000 DURING 00000055 201430 08217324

01 FC:231
02 FC:203
03 FC:205

380.00 CH
18.00 CH
65.00 CH

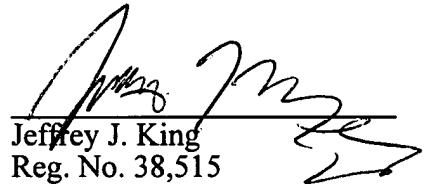
William R. A. Osborn et al.
Application No.: 08/217,324
Page 2

PATENT

The Commissioner is hereby authorized to charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to Deposit Account No. 20-1430. This Transmittal Letter is submitted in triplicate.

Respectfully submitted,

Dated: 1/7/00


Jeffrey J. King
Reg. No. 38,515

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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
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016336-00050004 SWIMARK

APPLICATION NUMBER FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTY. DOCKET NO./TITLE

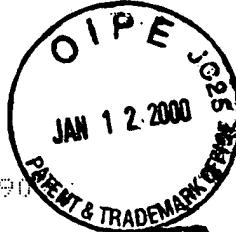
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HM32/090

TOWNSEND AND TOWNSEND AND CREW
TWO EMBARCADERO CENTER 8TH FLOOR
SAN FRANCISCO CA 94111

CLARK, D



DATE MAILED:

1633

Due

NOTICE TO FILE MISSING PARTS OF APPLICATION (CPA)

Filing Date Granted

09/07/99

The Continued Prosecution Application (CPA) request filed on 8/24/99 is entitled to a filing date under 37 CFR 1.53(d)(1). The CPA request, however, lacks the filing fee(s) and/or items indicated below.

Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file the fee(s), item(s), and any surcharge required below to avoid abandonment of this CPA. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The total amount owed by applicant is the sum of items 1(a) or (b), 2, and 3 (if checked) below.

1. The statutory basic filing fee is:
 missing.
 insufficient.

(a) Applicant must submit \$ _____ to complete the basic filing fee and the \$130.00 surcharge set forth in 37 CFR 1.16(e) (non-small entity), or \$ 380.00 to complete the basic filing fee as a small entity and the \$65.00 surcharge set forth in 37 CFR 1.16(e) and file a small entity statement under 37 CFR 1.27 claiming such status (if the prior application was entitled to small entity status and such status is still proper and desired a new small entity statement is not required (37 CFR 1.28)).

(b) Applicant must submit \$ _____ to complete the basic filing fee as a small entity and the \$35.00 surcharge set forth in 37 CFR 1.16(e).

2. Additional claim fees of
\$ _____ (non-small entity) or \$ _____ (small entity) for _____ independent claims over 3.
\$ _____ (non-small entity) or \$ 18.00 (small entity) for 2 claims over 20.
\$ _____ (non-small entity) or \$ _____ (small entity) for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
 4. The CPA request is unsigned. Applicant must file a signed duplicate or ratification of the CPA request.
 5. Other: _____

A copy of this Notice **MUST** be returned with the reply.

Direct the reply and any questions about this Notice to:

Boon Thomas
Examining Group 1600/2900
(703) 308-1235